# IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT SOUTH CAROLINA COLUMBIA DIVISION

DISABILITY RIGHTS SOUTH CAROLINA, ABLE SOUTH CAROLINA, AMANDA McDOUGALD SCOTT, individually and on behalf of P.S., a minor; MICHELLE FINNEY, individually and on behalf of M.F., a minor; LYUDMYLA TSYKALOVA, individually and on behalf of M.A., a minor; EMILY POETZ, individually and on behalf of L.P., a minor; SAMANTHA BOEVERS, individually and behalf of P.B., a minor; TIMICIA GRANT, individually and on behalf of E.G., a minor; CHRISTINE COPELAND, individually and on behalf of L.C., a minor; HEATHER PRICE, individually and on behalf of H.P., a minor; and CATHY LITTLETON, individually and on behalf of Q.L., a minor,

Plaintiffs,

v.

MOLLY SPEARMAN, in her official capacity as State Superintendent of Education; GREENVILLE COUNTY SCHOOL DISTRICT; HORRY COUNTY SCHOOL DISTRICT; LEXINGTON COUNTY SCHOOL DISTRICT ONE; OCONEE COUNTY SCHOOL DISTRICT; DORCHESTER COUNTY SCHOOL DISTRICT TWO; CHARLESTON COUNTY SCHOOL DISTRICT; and PICKENS COUNTY SCHOOL DISTRICT.

Defendants.

Case No. 3:21-cv-02728-MGL

SUPPLEMENTAL STATUS REPORT Counsel for the above-captioned parties respectfully submit this Supplemental Status Report. The parties respectfully request to continue to be excused from the Court's mediation order, as well as other Scheduling Order deadlines, because the parties continue to pursue a preliminary agreement to resolve this matter without resort to mediation. Subject to formal approval by the parties, counsel will provide a supplemental report to the Court by September 1, 2022.

Respectfully submitted,

#### **WE SO MOVE:**

### WYCHE, P.A.

s/Rita Bolt Barker
Rita Bolt Barker
Federal Bar No. 10566
200 East Broad Street, Suite 400
Greenville, SC 29601
T: (864) 242-8235 | Fax: (864) 235-8900
E: rbarker@wyche.com

## AMERICAN CIVIL LIBERTIES UNION OF SOUTH CAROLINA

Allen Chaney Federal Bar No. 13181 P.O. Box 20998 Charleston, SC 29413 T: (843) 282-7953 E: achaney@aclusc.org

#### SOUTH CAROLINA APPLESEED LEGAL JUSTICE CENTER

Adam Protheroe Federal Bar No. 11033 P.O. Box 7187 Columbia, SC 29202

T: (803) 816-0607 LFax: (803) 779-5951

adam@scjustice.org

#### DISABILITY RIGHTS SOUTH CAROLINA

B. Randall Dong (Fed. Ct. ID 5989)
Anna Maria Conner (Fed. Ct. ID 5532)
Amanda C. Hess (Fed. Ct. ID 10303)
3710 Landmark Dr., Suite 208
Columbia, SC 29204
T: (803) 782-0639
dong@disabilityrightssc.org
conner@disabilityrightssc.org
hess@disabilityrightssc.org

#### AMERICAN CIVIL LIBERTIES UNION FOUNDATION

Louise Melling\* 125 Broad St. New York, NY 10004 T: (212) 549-2637 E: lmelling@aclu.org

Susan Mizner\*
39 Drumm Street
San Francisco, CA 94111
T: (415) 343-0781

E: smizner@aclu.org

### ARNOLD & PORTER KAYE SCHOLER LLP

John A. Freedman\* 601 Massachusetts Ave, NW Washington, DC 20001 T: 202.942.5316

E: john.freedman@arnoldporter.com

\*Motion to proceed pro hac vice forthcoming

Attorneys for the Plaintiffs

#### WE SO CONSENT:

s/Cathy L. Hazelwood

Cathy L. Hazelwood (Fed I.D. #5605)

Deputy Superintendent of Legal Affairs

### SOUTH CAROLINA DEPARTMENT OF EDUCATION

1429 Senate Street, Suite 1015(A) Columbia, South Carolina 29201 Email: chazelwood@ed.sc.gov

Email: <a href="mailto:chazelwood@ed.sc.gov">chazelwood@ed.sc.gov</a>
Telephone: (803) 734-8218

and

s/Leslie A. Cotter, Jr.

Leslie A. Cotter, Jr. (Fed I.D. #320)

## RICHARDSON PLOWDEN & ROBINSON, P.A.

P.O. Drawer 7788

Columbia, South Carolina 29202

Email: lcotter@richardsonplowden.com

Telephone: (803) 771-4400

# ATTORNEYS FOR DEFENDANT MOLLY SPEARMAN, in her official capacity as State Superintendent of Education

s/John M. Reagle

John M. Reagle, Fed. I.D. No. 7723

jreagle@hmwlegal.com

Thomas K. Barlow, Fed. I.D. No. 7483

tbarlow@hmwlegal.com

Allison Aiken Hanna, Fed I.D. No. 7173

ahanna@hmwlegal.com

HALLIGAN MAHONEY WILLIAMS SMITH

FAWLEY & REAGLE, PA

P.O. Box 11367

Columbia, South Carolina 29211

(803) 254-4035

Attorneys for Defendants Greenville County School District, Horry County School District, Oconee County School District Dorchester County School District Two, Charleston County School District Pickens County School District

## s/David N. Lyon

David T. Duff (FED ID #623) David N. Lyon (FED ID #12095) DUFF, FREEMAN, LYON, LLC P.O. Box 1486 Columbia, SC 29202

Telephone: (803) 790-0603 Facsimile: (803) 790-0605 Email: dduff@dfl-lawfirm.com Email: dlyon@dfl-lawfirm.com

# Attorneys for Lexington County School District One

August 1, 2022